# SUPERIOR COURT OF ARIZONA, COCHISE COUNTY PATRICIA MUNOZ, CHIEF PROBATION OFFICER

# **ADULT PROBATION DISPOSITION/COVER SHEET**

| NAME:  | Marc Anthony | Meeker   |       |                    |
|--|--------------|--|-------|--------------------|
| SENTENCING DATE: SENTENCING JUDGE: CRIMINAL DIVISION: PROSECUTOR: DEFENSE: |              | SENTENCE 1 gue  - County Attorney n - Public Defende |       | 5:00               |
| NEW OFFENSE  CAUSE No.: CR20180069   | 98 <u>CF</u> | IARGE: Count 3 1<br>DRUG-PO                          |       | DANGEROUS<br>N 4 F |
| DISPOSITION:   |              |  |       |                    |
| FELONY_MISDEMEANO  | OR_OPEN-END  | _RESTITUTION_  | _FINE | REIMBURSEMENT      |

# ARIZONA SUPERIOR COURT IN COCHISE COUNTY ADULT PROBATION DEPARTMENT

# PRESENTENCE REQUISITE REPORT - PART 1

Defendant: Marc Anthony MEEKER

Sentencing Judge: James L. Conlogue

Case No: CR201800698

· Market was a

Sentencing Date: December 3, 2018

# SENTENCE INFORMATION

#### Charge(s):

Count 1 of the Plea Agreement is contained within CR201800664 Count 2 of the Plea Agreement is contained within CR201800695

Count 3: On or about the 3rd day of October 2018, Marc Meeker knowingly possessed or used a dangerous drug, to wit: methamphetamine, in violation of A.R.S. §§ 13-3407(A)(1), 13-3407(B)(1), (C), (D), (E), (F), (G), (H), (I), (J), (K), 13-3401, 13-701, 13-702, and 13-821, a Class 4 non-dangerous and non-repetitive felony offense, and an amendment to Count 1 of the Indictment in CR201800698.

#### Penalty:

Sentencing range for a Class 4 non-dangerous, non-repetitive felony offense:

| 1 year    | 1.5 years | 2.5 years   | 3 years | 3.5 years  |
|-----------|-----------|-------------|---------|------------|
| Mitigated | Minimum   | Presumptive | Maximum | Aggravated |

The Court may impose a fine up to \$150,000 plus an 83 percent surcharge and grant probation up to four (4) years.

# **Mandatory Sentencing Provisions:**

| A.R.S.        | Requirement   |
|---------------|---|
| § 13-610      | DNA sample  |
| § 13-3407 (H) | \$1000 fine or 3 times value of dangerous drug giving rise to this charge, whichever is greater |

Case No: CR201800698

# Plea Agreement Stipulations/Special Terms:

The Court accepted the Defendant's guilty plea in Division V on October 31, 2018.

The parties stipulate to a range of incarceration of between ten (10) and fifteen (15) years in the Department of Corrections at the discretion of the Court.

The sentencing may be concurrent or consecutive at the discretion of the Court.

The Court will impose a \$1000 fine, plus an 83 percent surcharge of \$830, for a total \$1830.

The following charges will be dismissed, or if not yet filed, shall not be brought against the Defendant: CR201800664: Counts 1 and 3 through 6, CR201800695: Count 2, CR201800698 Counts 2 through 4. The state will not allege A.R.S. § 13-703

## Co-defendant(s)/Disposition(s)/Restitution:

| Case Number and Name | Status  |
|----------------------|---|
| Larry Douglas        | Is serving 9 years in the Department of Corrections on case CR201800384 |
| Marybeth Ray         | Unknown   |

# STATEMENT OF OFFENSE

# Law Enforcement Report Summary:

On October 3, 2018, a Sierra Vista police officer initiated a routine stop with a male on a bicycle, identified as Marc Meeker. Upon contact Meeker reached for his waistband and the officer drew his firearm. Meeker informed the officer he had a pipe on him. A search of Meeker's person revealed a glass pipe with methamphetamine residue, a black bag that contained seven sealed plastic bags and one baggie that contained methamphetamine with an approximate weight of 4.8 grams. Marc was arrested and transported to the Cochise County Jail and booked for possession of dangerous drug and possession of drug paraphernalia.

### Victim Statement:

Not applicable

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#### SENTENCE INFORMATION

## **Time Credit Computation:**

| Date                     | Event                      | Days Credit  |
|--------------------------|----------------------------|--------------|
| 10/03/2017<br>10/04/2017 | Initial Arrest<br>Released | NA<br>2 days |
|                          | Total Time Credit =        | 2 days       |

### Mitigating and Aggravating Circumstances:

### A.R.S. § 13-701(D) Aggravating Circumstances:

Aggravating factors were not considered based upon the stipulated prison term listed in the plea agreement.

#### A.R.S. § 13-701(E) Mitigating Circumstances:

Mitigating factors were not considered based upon the stipulated prison term listed in the plea agreement.

#### Financial Assessments:

| Probation Assessment A.R.S. § 12-114.01                    | <u>\$20</u> |
|--|-------------|
| Time Payment Fee A.R.S. § 12-116                           | <b>\$20</b> |
| Additional Assessment A.R.S. § 12-116.04 (SVPD/DR17-35540) | <u>\$13</u> |
| Fine A.R.S. § 13-801                                       | \$1000      |
| 83 Percent Surcharge A.R.S. § 12-116                       | \$830       |
| Indigent Defense Fee A.R.S. § 11-588                       |             |
| Attorney Fees*   | TBD         |
| •  | TBD         |

\*The defendant has not yet been assessed attorney fees in accordance with Administrative Order 2004-10. The Court may wish to address the matter at sentencing.

Case No: CR201800698

Respectfully submitted,

Laurel Murphy Deputy Adult Probation Officer Bisbee Office (520) 432-8823

Date: November 28, 2018

Catherine Stevens

Supervisor Adult Probation Officer

Catherine Seven

Bisbee Office (520) 432-8820

Case No: CR201800698

Sentencing Judge: James L. Conlogue

Sentencing Date: December 3, 2018

## PRESENTENCE REQUISITE REPORT - PART 2

#### CONFIDENTIAL

# FOR DISCLOSURE ONLY TO THE COURT, PROSECUTOR, DEFENSE ATTORNEY, AND OTHER AUTHORIZED CRIMINAL JUSTICE AGENCIES

#### **VICTIM INFORMATION**

#### **Not Applicable**

#### **CRIMINAL HISTORY**

The defendant and local, state, and national law enforcement agencies report the following:

#### **Adult Felony Convictions:**

| Date/Place                     | Offense   | <u>Disposition</u>   |
|--------------------------------|---|--|
| 02/19/2002<br>Sierra Vista, AZ | Burglary 3 <sup>rd</sup> degree   | Guilty, Jall, probation,   |
|                                | Burglary 3rd degree   | Dismissed  |
|                                | Theft-Control Property  | Dismissed  |
|                                | Theft   | Dismissed  |
|                                | Criminal Damage-Deface  | Dismissed  |
| 07/14/2002                     | Drug Paraphernalia  | Guilty, probation  |
| Huachuca City,<br>AZ           | Marijuana Violation   | Dismissed  |
| 07/12/2011<br>Sierra Vista, AZ | Possession of Dangerous Drug Failure to Appear Possession of Drug Paraphernalia Possession of Drug Paraphernalia Shoplifting Possession of Drug Paraphernalia Failure to Appear | Guilty, prison 2yrs, fine<br>Guilty, prison 1 yr, fine<br>Dismissed<br>Dismissed<br>Dismissed<br>Dismissed |

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10/12/2012

Possession of Dangerous Drug

Guilty, prison 3 yrs, fine

Payson, AZ

Possession of Drug Paraphernalia Possession of Drug Paraphernalia

Dismissal Dismissal

Narcotic Drug Possession

Dismissal

# **Adult Misdemeanor Convictions:**

| Date/Place                     | Offense   | <u>Disposition</u>                              |
|--------------------------------|---|---|
| 04/04/2006<br>Bisbee, AZ       | Violation of Promise to Appear<br>Possession of Drug Paraphernalia<br>Shoplifting | Guilty, jail<br>Guilty, jail, fine<br>Dismissed |
| 12/28/2010<br>Sierra Vista, AZ | Shoplifting   | Guilty, 90 days jail,<br>fine                   |
|                                | Possession of Dangerous Drug<br>Possession of Drug Paraphemalia                   | Not recorded<br>Not recorded                    |
| 06/04/2016<br>Sierra Vista, AZ | Possession of Drug Paraphernalia  | Guilty, fine                                    |

#### **Adult Pending:**

| Date/Place | Offense  | <u>Disposition</u>  |
|------------|--|---|
| 10/03/2018 | Possession of Dangerous Drug Possess of Methamphetamine Possess of Methamphetamine Cochise County Superior Court CR201800698 Instant Offense | On 10/31/2018 pled<br>guilty to amended<br>Count 1 for dismissal<br>of Counts 2 and 3 |

#### **Adult Dismissed:**

| Date/Place                | Offense   | <b>Disposition</b>                                     |
|---------------------------|---|--|
| 06/19/2005<br>Bisbee, AZ  | Possession of Marijuana Possession of Dangerous Drug  | Dismissed<br>Dismissed                                 |
| 11/21/2006<br>Phoenix, AZ | Failure to Appear<br>Escape<br>Resist Arrest-Risk Phys Injury<br>Resist Arrest-Risk Phys Injury | Not recorded<br>Dismissed<br>Not recorded<br>Dismissed |

Defendant: Marc Anthony MEEKER Sentencing Judge: James L. Conlogue

Case No: CR201800698 Sentencing Date: December 3, 2018

| 08/02/2011<br>Sierra Vista, AZ | Possession of Dangerous Drug<br>Drug Paraphernalia Violation<br>Drug Paraphernalia Violation<br>Drug Paraphernalia Violation<br>Shoplifting | No complaint filed<br>No complaint filed<br>No complaint filed<br>No complaint filed<br>No complaint filed |
|--------------------------------|---|--|
| 10/03/2017<br>Bisbee, AZ       | Dangerous Drug Violation Drug Paraphemalia Violation Drug Paraphernalia Violation Possession of Drug Paraphemalia                           | Not recorded<br>Not recorded<br>Not recorded<br>Not recorded   |
| 10/04/2017<br>Sierra Vista, AZ | Possession of Dangerous Drug<br>Possession of Drug Paraphernalia  | Not recorded<br>Not recorded   |

### Juvenile:

| Date/Place                          | Offense  | <u>Disposition</u>                             |
|-------------------------------------|--|--|
| 04/19/1993<br>Cochise County,<br>AZ | Runaway in County                                | Adjusted, PIC-ACT                              |
| 04/22/1993<br>Sierra Vista, AZ      | Interfere w/School Offic.                        | Adjusted, PIC-ACT                              |
| 08/02/1993<br>Cochise County,<br>AZ | Burglary<br>Burglary<br>Theft-Gun<br>Theft-Gun   | Adjudicated delinquent, probation, Restitution |
| 07/25/1994<br>Sierra Vista, AZ      | Shoplift<250                                     | Dismissed                                      |
| 10/16/1996<br>Sierra Vista, AZ      | Assault-Simple                                   | Adjusted, PIC-ACT                              |
| 08/21/1997<br>Sierra Vista, AZ      | Drug Paraphemalia<br>Marijuana Possession <2 lbs | Adjudicated delinquent, Placed on probation    |
| 09/17/1998<br>Sierra Vista, AZ      | Misc/Weapon                                      | Dismissed                                      |

Case No: CR201800698

Sentencing Judge: James L. Conlogue

Sentencing Date: December 3, 2018

12/22/1998 Sierra Vista, AZ

Marijuana Possession < 2lbs

Drug Paraphernalia

Adjusted, Unfound

# Other Legal Status and Detainers:

None known or recorded

Respectfully submitted,

Laurel Murphy

Deputy Adult Probation Officer Bisbee Office (520) 432-8820 Catherine Stevens

Supervisor Adult Probation Officer

Bisbee Office (520) 432-8800

Date: November 28, 2018

# COCHISE COUNTY CLIENT INFORMATION SHEET

# Marc Anthony Meeker

D.O.B. 05/21/1983 Age 35 APO Murphy, Laurel

| Residence        | 164 E. Mallard Circle                  |          |                                       |   |   |  |
|------------------|--|----------|---------------------------------------|---|---|--|
| Phone<br>Message | Sierra Vista, Arizona 85635 Unemployed | Unit     | Ethnicity<br>Eyes<br>D.O.B.<br>P.O.B. | White<br>Hazel<br>05/21/1983<br>Willcox, Arizona<br>United States | Sex<br>Hair<br>Height<br>Weight<br>Language | M<br>Brown<br>5 ft. 9 in.<br>140 lbs.<br>English |
|                  |  | Suite    | SSN<br>SID#                           | 601-05-3728<br>AZ15880252   | Citizen<br>FBI #<br>Alien #                 | United States<br>33531WB8                        |
| Occupation       |  | į.       | 11                                    |   | Alen #                                      |  |
| Marital          | Single Deper                           | ndents 0 |                                       |   |   |  |
| Driver's LIC     |  |          |                                       |   |   |  |

| Julie Meeker Mother David Meeker Brother Howard Meeker Jr Brother Chastity Meeker Sister Mary Meeker Sister | 52 yrs. 164 E. Mallard Circle Sierra Vista, Arizona 85635 53 yrs. 31 yrs. Unknown Arizona 30 yrs. Ramsey Road Hereford, Arizona 85636 24 yrs. Indiana |
|---|---|
|---|---|

SC ABDOM - Surgical scar, right lower abdomen

Father's Legal Name Howard Meeker, Sr.

AZ169838

Christian

DOC No.

Religion

\*NCIC Scars, Marks and Tattoos

TAT R SHLD - 2 skuffs

TAT R ARM - Evil-looking leprechaun, hand w/middle finger up

TAT R ARM -- Boxed numerals: 02, 03, 04, 07, 08, 09

Marc Anthony Meeker

D.O.B. 05/21/1983 Age 35 APO Murphy, Laurel

| Juvenile Justice Interventions |  |  |                       |  |  |                      |
|--------------------------------|--|--|-----------------------|--|--|----------------------|
| 9                              | 3  | 3  | 1                     | 2                                      | 0 0 0  | 0                    |
| Referra                        | al / Adjudication  | on / Probation /   | Intensive             | e / Detention / De                     | OJC / Parole / Transfer /  | Diversion            |
|                                |  |  | - Cr                  | lminal History                         |  |                      |
| _                              | Misdemeanors   |  |                       | Felonies                               | General  |                      |
| Sex 0                          |  |  | Sex 0                 | Outstanding Warrant                    | 0  |                      |
|                                | Violence   |  |                       | Violence 0                             | Probation Revocation   | 0                    |
|                                | Drug   |  |                       | Drug 3                                 | Parole Revocation  | 0                    |
| Nonviole                       | Alcohol<br>ent or Property   |  | lomiolon              | Alcohol 0                              | Deportation  | 0                    |
|                                | Total  | 4  | ONVOICH               | t or Property 2  Total 5               | Escape (   | 0                    |
|                                |  | Buttering)   |                       | Terrespond                             | 4  |                      |
| 0                              |  |  | dult Jus              | tice Interventions                     |  |                      |
|                                | / Summary /  | 7 2  | ion / leter           | 0 0                                    | 3 0 3  | 0                    |
|                                |  |  |                       | nsive / Diversion /                    |  | Parole               |
| Case                           |  |  | sentence              | Present Offense                        | Summary  |                      |
|                                | 4  | Judge  |                       |  | Sentence Date  | Plea/Verdict         |
| CR 201800664                   | <b>4</b>   | James L Conlog   | jue                   |  | 12/03/2018   | 10/31/2018           |
|                                | Prosecuting<br>Attorney  | Terisha Driggs County Attorne                              | v                     | Defense                                | Eric Manch   |                      |
| Present Of                     |  | - County Automo  | <b>y</b>              | Counsel                                | Court Appointed  |                      |
| Ct. 1                          | 16(156   |  |                       |  | 2010010010   | lass NCIC            |
| <b>.</b>                       | 13-1003  | 3 CONSPI   | RACY                  |  | 06/22/2018 - 07/09/2018<br>Guilt By Plea/A   | 2F                   |
|                                | LR.S. 13-1003  | 3, 13-2501(A)(1)   | , 13-105,             | 13-1508, 13-701 and                    | d 13-801   |                      |
| Arrested                       |  | d Released   | Jail Day              | s Custody Type                         | DR Number  |                      |
| 07/09/2018                     |  | 11/04/2018   | 119                   | Own recognizano                        | 9 18-23119   |                      |
|                                |  | Total Jail Days  | 119                   | 4                                      | 1  |                      |
| CR 201800695                   | ,  | James L Conlogs  |                       |  |  |                      |
| r                              |  |  |                       | 1                                      | 12/03/2018   | 10/31/2018           |
|                                | Prosecuting  | Terisha Driggs   |                       | Defense                                | Mathew Cannon  | 10/31/2018           |
|                                | Prosecuting<br>Attorney  |  |                       | Defense<br>Counsel                     | Mathew Cannon  | 10/31/2018           |
| Present Off                    | Prosecuting<br>Attorney  | Terisha Driggs   |                       |  | Mathew Cannon Public Defender  | 10/31/2018           |
| Present Offi<br>Ct. 2          | Prosecuting<br>Attorney  | Terisha Driggs<br>County Attorney                          |                       | Counsel                                | Mathew Cannon Public Defender  Committed  C  |                      |
| Ct. 2                          | Prosecuting<br>Attorney<br>ense  | Terisha Driggs County Attorney  DANGEROUS                  | DRUG-F                | Counsel POSS/USE                       | Mathew Cannon Public Defender  Committed 07/09/2018 Guilt By Plee/A                                      | ass NCIC<br>4F 3599N |
| Ct. 2                          | Prosecuting<br>Attorney<br>ense  | Terisha Driggs County Attorney  DANGEROUS A)(1), 13-3407(6 | DRUG-F                | Counsel POSS/USE                       | Mathew Cannon Public Defender  Committed 07/09/2018  | ass NCIC<br>4F 3599N |
| Ct. 2                          | Prosecuting<br>Attorney<br>ense<br>13-3407A<br>R.S. 13-3407(A                              | Terisha Driggs County Attorney  DANGEROUS A)(1), 13-3407(E | DRUG-F<br>B)(1), (C), | Counsel POSS/USE (D),(E),(F),(G),(H),( | Mathew Cannon Public Defender  Committed 07/09/2018 Guilt By Plea/A (I),(J),(K), 13-3401, 13-701, 13-    | ass NCIC<br>4F 3599N |
| Ct. 2                          | Prosecuting<br>Attorney<br>ense<br>13-3407A<br>R.S. 13-3407(/<br>and 13-82<br>incarcerated | Terisha Driggs County Attorney  DANGEROUS A)(1), 13-3407(E | DRUG-F<br>B)(1), (C), | Counsel POSS/USE                       | Mathew Cannon Public Defender  Committed Ci 07/09/2018 Guilt By Plea/A (I),(J),(K), 13-3401, 13-701, 13- | ass NCIC<br>4F 3599N |

# COCHISE COUNTY CLIENT INFORMATION SHEET

# Marc Anthony Meeker

D.O.B. 05/21/1983 Age 35 APO Murphy, Laurel

|                        | Pres  | entence Present Offense S                          | Summary                       |                       |
|------------------------|---|--|-------------------------------|-----------------------|
| Case                   | Judge   |  | Sentence Date                 | Plea/Verdic           |
| CR 201800698           | James L Conlogu                                     | le   | 12/03/2018                    | 10/31/2018            |
|                        | Prosecuting Terisha Driggs Attorney County Attorney | Defense<br>Counsel                                 | Mathew Cannon Public Defender | 76/3/1/2018           |
| Present Off<br>Ct. 3   | 13-3407A DANGEROUS                                  | DRUG-POSS/USE<br>()(1), (C),(D),(E),(F),(G),(H),(I | 401001001-                    | lass NCIC<br>4F 3599N |
| Arrested<br>10/03/2017 | Incarcerated Released J                             | Pail Days Custody Type 2 Own recognizance 2        | DR Number<br>17-35540         |                       |